IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 395 OF 2007

SHREE DEVI BHUMIKA DEVASTHAN
THROUGH MANAGING COMMITTEE
REPRESENTED BY ATTORNEY ANTA
NAMDEV GAONKAR ... Petitioner

Versus

THE ADMINISTRATOR OF DEVALAYS AND
MAMLATDAR OF PERNEM AND 2 ORS., ... Respondents

Mr. S. M. Walawaikar, Advocate for the petitioner.
Mr. S. R. Rivonkar, Government Advocate for respondents No.1 and 3.
Mr. S. D. Lotlikar, Senior Advocate with Ms. Sapna Mordekar, Advocate for the respondent No.2.

Coram:- R. S. MOHITE, J.

Date:- 4th October, 2007

P.C.

This petition impugns an order passed by the Administrative Tribunal, at Goa in a Devasthan Appeal No.1/2007 passed on 4.4.07 The Administrative Tribunal has dismissed the appeal filed by Shree Devi Bhumika Devasthan Chopdem, through its Managing Committee, represented by its Vice-President on the ground that the appeal has not been filed through a competent authority.

2. On perusing the said order, it is clear that the appeal was directed against an order of the Administrator of Devalayas of Pernem Taluka dated 30/1/2007. By the order impugned in that appeal, the President of the Devalaya was directed to resubmit the list of Mahajans, after including the 79 names from the list of Mahajans which were confirmed by this Court in Writ Petition No.168/01 within 24 hours from the receipt of the order, failing which the list of Mahajans prepared in the year 2000 was to be treated as final list of Mahajans for the election to be held on

11.2.2007. Admittedly, the election has already been held. Admittedly, Devasthan Election Appeals No. 1/07, 2/07 and 6/07 challenging the validity of the said election are pending. The matter is, therefore, rendered academic and, therefore, I do not entertain the same. The writ petition is dismissed. Dismissal of this writ petition will not, in any way, affect the rights of the petitioner, if any, available in law.

R. S. MOHITE, J.

ssm.